

FILED
UNITED STATES DISTRICT COURT IN CLERKS OFFICE
DISTRICT OF MASSACHUSETTS

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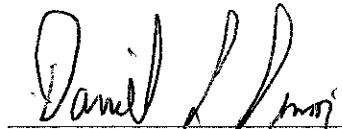
Daniel L. Simon,)
Plaintiff,) U.S. DISTRICT COURT
vs.) CIVIL ACTION NO. DISTRICT OF MASS.
Choice Hotels International, Inc.,) 04-10716 RWZ
New England Resort Management,)
LLC d/b/a Clarion Nantasket)
Beach Hotel,)
Ferdinand J. Kiley,)
Defendants.)

PLAINTIFF'S RULE 16.1(d)(3) CERTIFICATION

The undersigned hereby certify that they have conferred with respect to the above matter

(a) with a view to establishing a budget for the costs of conducting the full course -- and various alternative courses -- of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in LR 16.4.

By:


Daniel L. Simon

5-28-04
Date

By:


Paul F. Wood, BBO No. 565195
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45 Bowdoin Street
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5/27/04
Date

I hereby certify that a true copy of the within
document was served upon all pro se parties
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